

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CONSOLIDATED RAIL
CORPORATION,

Plaintiff,

v.

HUDSON SPECIALTY INSURANCE
COMPANY, ASPEN SPECIALTY
INSURANCE COMPANY and
LANDMARK AMERICAN
INSURANCE COMPANY,

Defendants.

Civil Action

Case No.: 1:17-cv-12281

PLAINTIFF'S NOTICE OF APPEAL

Notice is hereby given that Plaintiff Consolidated Rail Corporation ("Conrail") hereby appeals to the United States Court of Appeals for the Third Circuit pursuant to 25 U.S.C. §129, from the District Court's June 10, 2019 Order in this matter granting Defendant Hudson Specialty Insurance Company's ("Hudson") motion for summary judgement, finding that Conrail's claims against Hudson are time barred and denying Plaintiff Conrail's cross-motion for summary judgment (Dkt. No. 65). Conrail files this appeal solely as a precaution based on

the District Court's suggestion that the judgment was final as to Hudson, and reserves all rights to the extent the judgment is not final as to Hudson.

Respectfully submitted,

/s/ Lisa J. Rodriguez

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Dated: July 9, 2019

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